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1743



Docket No. LFS-0105

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TC 1700

Applicants : Robert Justice SHARTLE

Serial No. : 09/541,376

Art Unit: 1743

Filed : 03/31/2000

Examiner: Maureen  
Wallenhorst

For : Capillary Flow Control in a Fluidic Diagnostic  
Device

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

12-3- 2003  
(Date of Deposit)

Jane Silarajs  
(Name of applicant, assignee, or Registered Representative)

*Jane Silarajs*  
(Signature)

12-3- 2003  
(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37  
C.F.R. §§1.97-1.98, information relating to the above-  
identified application is hereby disclosed. Inclusion of  
information in this statement is not to be construed as an  
admission that this information is material as that term is  
defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the  
patentability of the claimed invention over any of the  
information provided herewith, and/or to prove that this  
information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☐ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with §1.97(e)  
(attached); or

☐ Please charge Deposit Account No. 10-  
0750/ / the fee of \$180.00 as set forth  
in §1.17(p).

☒ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☒ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☒ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

- ☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ There are no listed references which are not in the English language.

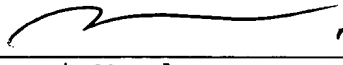
☐ The relevance of those listed references which are not in the English language is as follows:

☒ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/LFS-0105/MM.

Respectfully submitted,

  
12/3/03  
Mayumi Maeda  
Reg. No. 40,075  
Attorney for Applicants

Johnson & Johnson  
International Patent Law division  
Attention: Philip Johnson  
P.O. Box 1222  
New Brunswick, NJ 08903  
408 956 4790  
DATED: 12-3-03



Docket No. LFS-0105

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Shartle  
Serial No. : 09/541,376 Art Unit: 1743  
Filed : March 31, 2000 Examiner: Wallenhorst, M.  
For : Capillary Flow Control in a Fluidic Diagnostic Device

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Jane Silarajs  
(Name of applicant, assignee, or Registered Representative)

*Jane Silarajs*  
(Signature)

12-3- 2003  
(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


STATEMENT UNDER 37 C.F.R. §1.97(e)

In accordance with 37 C.F.R. §1.97(e), certification is hereby made that:

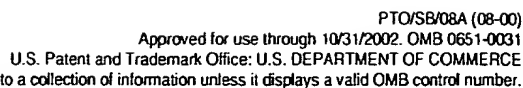
☒ Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or

☐ No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the

knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

 12/3/03  
\_\_\_\_\_  
Mayumi Maeda  
Reg. No. 40,075  
Attorney for Applicants

Johnson & Johnson  
International Patent Law Division  
Attention: Philip Johnson  
P.O. Box 1222  
New Brunswick, NJ 08903  
(408) 956-4790  
DATED: 12-3-03



# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 1 of 2

|                               |                      |
|-------------------------------|----------------------|
| <i>Application Number</i>     | 09/541,376           |
| <i>Filing Date</i>            | 03/31/2000           |
| <i>First Named Inventor</i>   | Shartle              |
| <i>Group Art Unit</i>         | 1743                 |
| <i>Examiner Name</i>          | Wollenhorst, Maureen |
| <i>Attorney Docket Number</i> | LFS-0105             |

[illegible][illegible]

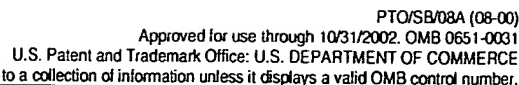
|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231.

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 2 of 2

|                               |                 |
|-------------------------------|-----------------|
| <i>Application Number</i>     | 09/541,376      |
| <i>Filing Date</i>            | 03/31/2000      |
| <i>First Named Inventor</i>   | Shartle         |
| <i>Group Art Unit</i>         | 1743            |
| <i>Examiner Name</i>          | Wallenhorst, M. |
| <i>Attorney Docket Number</i> | LFS-105         |

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

[illegible]

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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